98-03-01 A

08/02/01 11131 U.S. PTO

CERTIFICATE OF MAILING

Date: August 2, 2001
Express Mailing Label No.:EL793863552US

I hereby certify that on the dated listed above, this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service in accordance with 37 C.F.R. § 1.10 as "Express Mail Post Office to Addressee," with sufficient postage in an envelope addressed to: Commissioner of Patents, Washington, DC 20231.

Allison Wright

PATENT
Docket No. 687-437

jc828 U.S. PTO 09/920871 08/02/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

UTILITY PATENT APPLICATION TRANSMITTAL

Commissioner of Patents
Box Patent Application
Washington, D.C. 20231

Sir:

Transmitted herewith for filing is the patent application of inventor(s):

Robert Rykhus, Jr.
Balkrishna Jadhav
John Westrum, Jr.

For: SHORT-TERM BIORESORBABLE STENTS

1. Type of Application

This new application is for a(n)

- ☒ Original (non provisional)
- ☐ Design
- ☐ Plant
- ☐ Divisional
- ☐ Continuation-in-part (CIP)

2. Benefit of Prior U.S. Application(s) (35 USC 119(e), 120, or 121)

- ☒ The new application being transmitted claims the benefit of prior U.S. applications. Enclosed is a NEW APPLICATION WHERE BENEFIT OF PRIOR U.S. APPLICATION(S) IS CLAIMED to serial no. 60/295,298, filed on 06/01/01.

3. Papers Enclosed

A. Required for filing date under 37 CFR § 1.53(b)(Regular) or 37 CFR § 1.153 (Design Application)

18 pages of specification
9 pages of claims
14 sheets of drawings (do not submit original drawings)

(completed the following, if applicable)

- ☐ The enclosed drawing(s) are photograph(s), and there is also attached a "PETITION TO ACCEPT PHOTOGRAPH(S) AS DRAWING(S)." 37 CFR 1.84(b).

B. Other Papers Enclosed

2 Pages of declaration and petition
1 Pages of abstract
2 Other – Power of Attorney by Assignee

4. Declaration or oath (including power of attorney)

☒ Enclosed

☐ Executed by inventor(s)

5 Inventorship Statement

Inventorship for all the claims in this application are:

☒ The same.

6. Assignment

☒ An assignment of the invention to _____

☒ is attached.

☐ was filed in parent application

☐ will follow.

7. Fee Calculation

A ☒ Regular application

CLAIMS AS FILED			
Number filed	Number Extra	Rate	Basic Fee 37 CFR § 1.16(a) $710.00
Total Claims (37 CFR § 1.16(c))	50-20=30	x $18.00=	540.00
Independent Claims (37 CFR § 1.16(b))	14-3=11	x $80.00=	880.00
Multiple dependent claims(s), if any (37 CFR § 1.16(d))		+ $270.00=	0.00

☐ An amendment canceling extra claims is enclosed.

☐ An amendment deleting multiple-dependencies is enclosed.

☐ The fee for extra claims is not being paid at this time

Filing Fee Calculation $ 2,130.00

B. ☐ Design application ($330-37 CFR§1.16(f)) $_____

C. ☐ Plant application ($540-37 CFR§1.16(g)) $_____

8. Small Entity Statement(s)

☐ Statement(s) that this is a filing by a small entity under 37 CFR §§ 1.9 and 1.27 are attached.

(completed the following if applicable)

☐ Status as a small entity was claimed in prior application Serial No. _____ filed on _____, from which benefit is being claimed for this application and which status as a small entity is still proper and desired.

Filing Fee Calculation (50% of A, B, or C above) $ 2,130.00

9. Fee Payment Being Made at Time

☐ Not Enclosed

☐ No filing fee is to be paid at this time.

☒ Enclosed

☒ Filing Fee $ 2,130.00

10. Method of Payment of Fees

☒ A check in the amount of $ 2,130.00 is enclosed.

☐ charge Deposit Account No. _____ in the amount of $_____.

A duplicate of this transmittal is attached.

11. Authorization to Charge Additional Fees

(If no fees are to be paid on filing, the following items should not be completed)

☒ The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Account No. 16-2230 .

- ☒ 37 CFR§§1.16(a), (f), or (g) (Filing fees)
- ☒ 37 CFR§§1.16(b), (c), and (d) (presentation of extra claims)
- ☒ 37 CFR§§1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)
- ☒ 37 CFR§§1.17(a)(1)-(5) (extension fees pursuant to §1.136(a))
- ☒ 37 CFR§§1.17 (application processing fees)
- ☐ 37 CFR§§1.18 (issue fee at or before mailing of Notice of Allowance, pursuant to 37 CFR§1.1311(b))

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AUG 0 2 2001
PATENT & TRADEMARK OFFICE

12. Instructions as to Overpayment

☒ Credit Account No. 16-2230

☐ Refund

13. Correspondence Address

☒ Customer Number. 25204

Respectfully submitted,

Dated: August 2, 2001

James W. Inskeep
Registration No. 33,910

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PATENT APPLICATION